

**IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

**CRIMINAL CASE NO. 3:99cr202**

**UNITED STATES OF AMERICA,**

**vs.**

**REGINALD MCCOLLUM.**

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**ORDER**

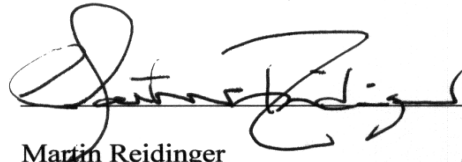
**THIS MATTER** is before the Court on the Defendant's Motion for Return of Seized Property [Doc. 101], filed on September 10, 2001.

The Defendant moves for the return of a cell phone, a pager, and \$1,500.00 in cash that was seized from him at the time of his arrest. For grounds, the Defendant asserts that these items "rightfully and lawfully belong" to him and should be returned. [Doc. 101].

A review of the Defendant's Plea Agreement reveals that the Defendant "forfeit[ed] and otherwise waive[d] any ownership right in all items seized during the investigation of the acts alleged in the Bill of Indictment." [Doc. 41 at 4]. Because the Defendant has forfeited and waived his ownership interest in all of the property which he now seeks to have returned, the Defendant's motion must be denied.

Accordingly, **IT IS, THEREFORE, ORDERED** that the Defendant's Motion for Return of Seized Property [Doc. 101] is **DENIED**.

Signed: February 10, 2009

  
Martin Reidinger  
United States District Judge

